



Paper No. 7

LYON & LYON LLP
SUITE 4700
633 WEST FIFTH STREET
LOS ANGELES CA 90071-2066

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MAR 1 8 2002

In re Application of	:	OFFICE OF PETITIONS
Neil H. Bander	:	
Application No. 09/929,546	:	DECISION GRANTING
Filed: 13 August, 2001	:	PETITION
Attorney Docket No. 266/186	:	

This is a decision on the petition filed 7 December, 2001 (certificate of mailing date 25 October, 2001), requesting that the above-identified application be accorded a filing date of 13 August, 2001, with Figures 12A-12F described in the specification as a part of the original disclosure.

The application was filed on 13 August, 2001. However, on 10 September, 2001, Initial Patent Examination Division mailed a Notice to File Corrected Application Papers stating that the application had been accorded a filing date of 13 August, 2001, but that, *inter alia*, Figure 12A-12F described in the specification appeared to have been omitted.

In response, on 7 December, 2001 (certificate of mailing date 25 October, 2001), the present petition was filed. Petitioners assert that Figures 12A-12F were among the application papers deposited in the USPTO on 13 August, 2001.

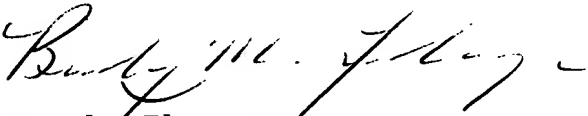
As a result of a further review of the papers in the USPTO file, the one (1) sheet of drawings containing Figures 12A-12F filed on 13 August, 2001, has been located in the file.

In view of the above, the "Notice" is vacated to the extent that it stated that Figures 12A-12F described in the specification appeared to have been omitted.

The petition is granted. As the present petition was necessitated due to an error by the Office, the petition fee of \$130.00 will be refunded to counsel's deposit account, No. 12-2475.

The application is being returned to Initial Patent Examination Division for further processing with a filing date of 13 August, 2001, using the application papers filed on that date.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Douglas I. Wood at (703) 308-6918.


Beverly Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

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